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PTO/SB/01A (10-00).

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## DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76)

<b>Title of Invention</b>	DSP-15 DUAL-SPECIFICITY PHOSPHATASE
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As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or  
☒ Application No. 09/955,732, filed on September 18, 2001,  
☐ as amended on \_\_\_\_\_ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable; and

All statements made herein of my/our own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

### FULL NAME OF INVENTOR(S)

Inventor one:	<u>Ralf M. Luche</u>	Citizen of:	<u>Germany</u>
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Signature:	<u></u>	Date:	<u>11-21-01</u>
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Inventor two:	<u>Bo Wei</u>	Citizen of:	<u>Peoples Republic of China</u>
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Signature:	<u></u>	Date:	<u>11-21-2001</u>
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Inventor three:	_____	Citizen of:	_____
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Signature:	_____	Date:	_____
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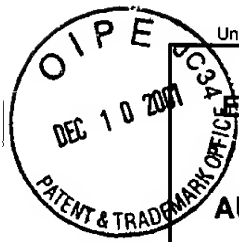
Inventor four:	_____	Citizen of:	_____
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Signature:	_____	Date:	_____
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☐ Additional inventors are being named on \_\_\_\_\_ additional form(s) attached hereto.

Burden Hour Statement: This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is used by the public to file (and the PTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 1 minute to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.  
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# **ELECTION AND POWER OF ATTORNEY OR AUTHORIZATION OF AGENT**

Application Number	09/955,732
Filing Date	September 18, 2001
First Named Inventor	Ralf M. Luche
Group Art Unit	1646
Examiner Name	
Attorney Docket Number	200125.433

I hereby appoint:

☒ Practitioners at Customer Number

OR

☐ Practitioner(s) named below:

00500

PATENT TRADEMARK OFFICE

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☐ The above-mentioned Customer Number.

OR

<input type="checkbox"/> Firm or Individual Name					
Address					
Address					
City		State		ZIP	
Country					
Telephone		Fax			

I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

☒ As assignee of record of the entire interest hereby elect, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventor

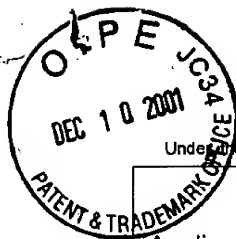
## **SIGNATURE of Applicant or Assignee of Record**

Name	Deborah E. Cool, Ph.D.
Signature	<i>Deborah Cool</i>
Date	Nov. 27, 2001

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 1 forms are submitted.

Burden Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any Comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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PTO/SB/96 (08-00)

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Ralf M. Luche and Bo WeiApplication No./Patent No.: 09/955,732 Filed/Issue Date: September 18, 2001Entitled: DSP-15 DUAL-SPECIFICITY PHOSPHATASECEPTYR, Inc.

(Name of Assignee)

a

corporation(Type of Assignee, e.g., corporation, partnership,  
university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or  
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above.  
The assignment was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the  
current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be  
submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records  
of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Nov 27 2001  
DateDeborah E. Cool, Ph.D.

Typed or printed name

Signature

Vice President of Research

Title

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual  
case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S.  
Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:  
Assistant Commissioner for Patents, Washington, DC 20231.

Docket No. 200125.433

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## ASSIGNMENT

WHEREAS, we, Ralf M. Luche and Bo Wei (hereinafter referred to as ASSIGNORS), having mailing addresses of 4028 N.E. 196<sup>th</sup> Court, Seattle, Washington 98155, and 10565 N.E. 137<sup>th</sup> Place, Kirkland, Washington 98034, respectively, are the joint inventors of an invention entitled "DSP-15 DUAL-SPECIFICITY PHOSPHATASE," as described and claimed in the specification for which an application for United States letters patent was filed on September 18, 2001, and assigned Application No. 09/955,732. This application claims the benefit of Provisional Application No. 60/233,833, filed on September 19, 2000.

WHEREAS, CEPTYR, Inc. (hereinafter referred to as ASSIGNEE), a corporation of the State of Delaware, having a place of business at 22215 - 26<sup>th</sup> Avenue S.E., Bothell, Washington 98021, is desirous of acquiring the entire right, title and interest in and to the invention and in and to any letters patent that may be granted therefor in the United States and in any and all foreign countries;

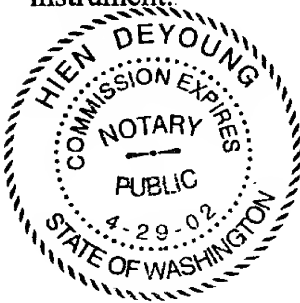
NOW, THEREFORE, in exchange for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign and transfer unto said ASSIGNEE the entire right, title and interest in and to said invention, said application and any and all letters patent which may be granted for said invention in the United States of America and its territorial possessions and in any and all foreign countries, and in any and all divisions, reissues and continuations thereof, including the right to file foreign applications directly in the name of ASSIGNEE and to claim priority rights deriving from said United States application to which said foreign applications are entitled by virtue of international convention, treaty or otherwise, said invention, application and all letters patent on said invention to be held and enjoyed by ASSIGNEE and its successors and assigns as fully and entirely as the same would have been held and enjoyed by ASSIGNORS had this assignment, transfer and sale not been made. ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue all letters patent on said invention to ASSIGNEE. ASSIGNORS agree to execute all instruments and documents required for the making and prosecution of applications for United States and foreign letters patent on said invention, for litigation regarding letters patent, or for the purpose of protecting title to said invention or letters patent therefor.

11-21-01  
 Date  
 State of Washington  
 County of Snohomish

Ralf M. Luche  
 Ralf M. Luche

SS.

I certify that I know or have satisfactory evidence that Ralf M. Luche is the person who appeared before me, and said person acknowledged that he signed this instrument and acknowledged it to be his free and voluntary act for the uses and purposes mentioned in the instrument.



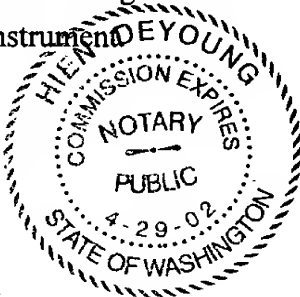
Dated 11/21/01  
 Signature of Hien DeYoung  
 Notary Public  
 Printed Name Hien DeYoung  
 My appointment expires 4/29/02

11-21-2001  
 Date  
 State of Washington  
 County of Snohomish

Bo Wei  
 Bo Wei

SS.

I certify that I know or have satisfactory evidence that Bo Wei is the person who appeared before me, and said person acknowledged that she signed this instrument and acknowledged it to be her free and voluntary act for the uses and purposes mentioned in the instrument.



Dated 11/21/01  
 Signature of Hien DeYoung  
 Notary Public  
 Printed Name Hien DeYoung  
 My appointment expires 4/29/02